

No. 5:11-CV-256-F

Defendants.

ORDER

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of the record, “the court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge.” *Id.*

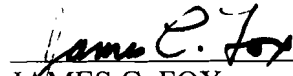
In the M&R, Judge Daniel observes that the complaint fails to state a claim upon which relief may be granted. In his objection to the M&R, Plaintiff offers no argument that alters this analysis. Moreover, after a full and careful review of the M&R and the record, the court determines that the M&R is in all aspects correct and in accordance with the law. Consequently, after careful consideration of the objection and M&R de novo, the court overrules Plaintiff’s objection.

II. CONCLUSION

Accordingly, the court ADOPTS the recommendation [DE-4] as its own. The court overrules Plaintiff’s objection [DE-6] and orders that Plaintiff’s complaint be **DISMISSED** for failure to state a claim on which relief may be granted. The Clerk of Court is directed to CLOSE this case.

SO ORDERED.

This the 16th day of August, 2011.



JAMES C. FOX
Senior United States District Judge